

## AMENDMENTS

### In the Specification

Please ~~amend~~ the specification as follows:

Please ~~replace~~ the paragraph beginning on page 15, line 18, with the following rewritten paragraph:

A1 --In step 912, device 202 determines whether user 110 has selected one of the buttons 802-810 or has selected off-button 609 or has selected to listen to a new audio channel. If no button is activated and if user 110 hasn't selected to listen to a new audio channel, control passes back to step 910, otherwise control passes to step 913 (next-button activated 802 or user 110 has selected to listen to a new audio channel), step 914 (purchase-button 804 activated), step 918 (more-button 806 activated), step 920 (like-button 808 activated), step 922 (dislike-button 810 activated), or step 924 (off-button 609 activated).--

Please ~~replace~~ the paragraph beginning on page 16, line 2, with the following rewritten paragraph:

A2 --If user 110 selects next-button 802 or user 110 selects to listen to a different audio channel (e.g., user 110 selects a new audio channel from box 602 and then activates listen-button 603), device 202 stops reproducing the current sound recording (step 913). Control then passes back to step 902 where another sound recording is selected based on the currently selected audio channel.--

### In the Claims

Please ~~cancel~~ claims 6-11 without prejudice or disclaimer.

Please ~~add~~ new claims ~~16-27~~<sup>29</sup> as follows:

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16. (Newly added) In a personalized audio system having a consumer device, wherein the consumer device has a user interface for receiving input from a user and a

storage device for storing a sound recording library comprising a plurality of sound recordings, a method for providing a personalized audio channel, the method comprising the steps of:

receiving through the user interface input from the user, wherein the input indicates that the user desires to listen to a selected personalized audio channel, the selected personalized audio channel having a profile created or modified by the user of the consumer device, the profile specifying one or more genres or styles of music;

selecting a sound recording based on the profile of the selected personalized audio channel;

determining whether the selected sound recording is stored in the sound recording library;

retrieving the sound recording from the sound recording library if a determination is made that the sound recording is stored in the sound recording library;

retrieving the sound recording from a server that is remote from the consumer device if a determination is made that the sound recording is not stored in the sound recording library; and

playing the sound recording for the user.

17. (Newly added) The method of claim 16, further comprising the step of adding the sound recording to the sound recording library after retrieving the sound recording from the server when a determination is made that the sound recording is not stored in the sound recording library.

18. (Newly added) The method of claim 17, further comprising the step of encrypting the sound recording before adding it to the sound recording library.

19. (Newly added) The method of claim 16, wherein the step of selecting a sound recording based on the profile of the selected personalized audio channel, further comprises the step of selecting a sound recording from a playlist, wherein the playlist matches the profile.

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20. (Newly added) The method of claim 19, wherein the playlist is stored on the storage device.

21. (Newly added) The method of claim 16, wherein the sound recording library has an associated library catalogue that identifies each sound recording that is in the library.

22. (Newly added) The method of claim 21, wherein the associated library catalogue further identifies whether or not a sound recording is owned by a user of the personalized audio system.

23. (Newly added) The method of claim 16, further comprising the step of creating a playlist based on the profile, wherein the playlist comprises a list of sound recordings.

24. (Newly added) The method of claim 23, wherein the step of selecting a sound recording comprises the step of selecting a sound recording from the playlist.

25. The method of claim 24, wherein, while performing the step of playing the selected sound recording, the method further comprises the steps of:

selecting a second sound recording based on the profile;

determining whether the second sound recording is stored in the sound recording library;

retrieving the second sound recording from the sound recording library if a determination is made that the sound recording is stored in the sound recording library;

retrieving the second sound recording from a server and selecting from the playlist a third sound recording, wherein the third sound recording is stored in the sound recording library, if a determination is made that the second sound recording is not stored in the sound recording library;

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determining whether the second sound recording is ready to be played at or about the time when the first sound recording is finished being played;

playing the second sound recording if it is determined that the second sound recording is ready to be played at or about the time when the first sound recording is finished being played; and

playing the third sound recording if it is determined that the second sound recording is not ready to be played at or about the time when the first sound recording is finished being played.

26. (Newly added) A computer signal embodied in a carrier wave readable by a computing system and encoding a computer program of instructions for executing a computer process performing the method recited in claim 16.

27. (Newly added) A personalized audio system, comprising:  
a user interface for receiving input from a user of the system;  
a storage device storing a sound recording library;  
receiving means for receiving through the user interface input from the user, wherein the input indicates that the user desires to listen to a selected personalized audio channel, the selected personalized audio channel having a profile created or modified by a user of the consumer device;  
selection means for selecting a sound recording based on the profile of the selected personalized audio channel;  
determining means for determining whether the sound recording is stored in the sound recording library on the storage device;  
retrieving means for retrieving the sound recording from the sound recording library if a determination is made that the sound recording is stored in the sound recording library;  
retrieving means for retrieving the sound recording from a server if a determination is made that the sound recording is not stored in the sound recording library; and  
playing means for playing the sound recording for the user.

28. (Newly added) In a personalized audio system having a consumer device, wherein the consumer device has a user interface for receiving input from a user of the device, a processor, and a storage device storing a sound recording library, an article of manufacture for providing a personalized audio channel, the article of manufacture comprising:

at least one processor readable carrier; and

instructions carried on the at least one carrier;

wherein the instructions are configured to be readable from the at least one carrier by the processor and thereby cause the processor to operate so as to:

a) receive through the user interface input from the user, wherein the input indicates that the user desires to listen to a selected personalized audio channel, the selected personalized audio channel having a profile created or modified by a user of the consumer device;

b) select a sound recording based on the profile of the selected personalized audio channel;

c) determine whether the sound recording is stored in the sound recording library on the storage device;

d) retrieve the sound recording from the sound recording library if a determination is made that the sound recording is stored in the sound recording library;

e) retrieve the sound recording from a server if a determination is made that the sound recording is not stored in the sound recording library; and

f) play the sound recording for the user.

29. (Newly added) In a personalized audio system having a consumer device, wherein the consumer device has a user interface for receiving input from a user of the device and a storage device storing a sound recording library, a signal embodied in a carrier wave and representing sequences of instructions, which, when executed by at least one processor, cause the at least one processor to provide a personalized audio channel by performing the steps of:

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- a) receiving through the user interface input from the user, wherein the input indicates that the user desires to listen to a selected personalized audio channel, the selected personalized audio channel having a profile created or modified by a user of the consumer device;
  - b) selecting a sound recording based on the profile of the selected personalized audio channel;
  - c) determining whether the sound recording is stored in the sound recording library on the storage device;
  - d) retrieving the sound recording from the sound recording library if a determination is made that the sound recording is stored in the sound recording library;
  - e) retrieving the sound recording from a server if a determination is made that the sound recording is not stored in the sound recording library; and
  - f) playing the sound recording for the user.
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